

MESSAGE NO: 6311201 MESSAGE DATE: 11/07/2006

MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 5108208
MESSAGE #
(s):

CASE #(s): C-122-805

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/2005 TO 02/08/2005

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTIONS FOR NEW STEEL RAIL FROM CANADA (C-122-805)

MESSAGE NO: 6311201

DATE: 11 07 2006

CATEGORY: CVD

TYPE: LIQ

REFERENCE: 5108208

REFERENCE DATE: 04 18 2005

CASES: C - 122 - 805

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PERIOD COVERED: 01 01 2005 TO 02 08 2005

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS FOR NEW STEEL RAIL FROM CANADA
(C-122-805)

1. THE DEPARTMENT OF COMMERCE DID NOT RECEIVE A REQUEST FOR AN ADMINISTRATIVE REVIEW OF THE COUNTERVAILING DUTY ORDER ON NEW STEEL RAIL FROM CANADA (C-122-805) FOR THE PERIOD 1/1/2005-2/8/2005.

2. THE MERCHANDISE COVERED BY THESE INSTRUCTIONS IS NEW STEEL RAIL, EXCEPT LIGHT RAIL FROM CANADA (C-122-805). THESE PRODUCTS ARE CURRENTLY PROVIDED FOR UNDER HARMONIZED TARIFF SCHEDULE ITEM NUMBERS: 7302.10.1020, 7302.10.1025, 7302.10.1035, 7302.10.1040, 7302.10.1045, 7302.10.1055, 7302.10.5020, AND 8548.00.0000.

3. THEREFORE, IN ACCORDANCE WITH SECTION 351.212(c) OF THE COMMERCE REGULATIONS, YOU ARE TO ASSESS COUNTERVAILING DUTIES AT RATES EQUAL TO THE CASH DEPOSIT OF ESTIMATED COUNTERVAILING DUTIES REQUIRED AT THE TIME OF ENTRY ON THE SPECIFIED SUBJECT MERCHANDISE EXPORTED ON OR AFTER 1/1/2005 AND EXPORTED ON OR BEFORE 2/8/2005.

4. THE RATES OF ESTIMATED COUNTERVAILING DUTIES WHICH WERE REQUIRED TO BE DEPOSITED ARE:

ID NUMBER	COMPANY NAME	PERIOD	RATE
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C-122-805-001	ALGOMA STEEL CORP.	1/1/2005-2/8/2005	EXCLUDED
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C-122-805-002	SIDNEY STEEL CORP.	1/1/2005-2/8/2005	94.57%
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C-122-805-003	BERNARD RAILTRACK	1/1/2005-2/8/2005	94.57%
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C-122-805	ALL OTHERS	1/1/2005-2/8/2005	94.57%
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5. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF SUBJECT MERCHANDISE DURING THE PERIOD 1/1/2005 THROUGH 2/8/2005 OCCURRED WITH THE PUBLICATION OF THE NOTICE OF INITIATION OF ADMINISTRATIVE REVIEW FOR THE 08/2006 ANNIVERSARY MONTH (71 FR 63752, 10/31/2006). REVOCATION INSTRUCTIONS FOR THE PERIOD ON OR AFTER 2/9/2005 WERE ISSUED IN MESSAGE 5108208 DATED APRIL 18, 2005.

6. THE ASSESSMENT OF COUNTERVAILING DUTIES BY U.S. CUSTOMS AND BORDER PROTECTION (CBP) ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDER. INTEREST SHALL BE

CALCULATED FROM THE DATE OF ENTRY OR DATE OF DEPOSIT WHICHEVER IS LATER, OR ESTIMATED COUNTERVAILING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT DAVINA HASHMI OR RON TRENTAM AT THE OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, (202) 482-0984 OR (202) 482-3577 RESPECTIVELY. (GENERATED BY G3:GL).

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party